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8 ***f/k/a HM Compounding Services, LLC***
9 ***and HMX Services, LLC***

10
11 **IN THE UNITED STATES DISTRICT COURT**
12 **FOR THE DISTRICT OF ARIZONA**

13 *In the Matter of the Arbitration of*
14 CVS Health Corporation, Caremark,)
15 LLC and Caremark PCS, LLC,)
16 Claimants,)
17)
18 and)
19)
20 Vividus, LLC f/k/a HM Compounding) Case No. MC-15-0093-PHX-JJT
21 Services, LLC, HMX Services, LLC,)
22 d/b/a HM Compounding,)
23 Respondents.)
24)

25 Vividus, LLC f/k/a HM Compounding)
26 Services, LLC, and HMX Services,)
27 LLC d/b/a HM Compounding,)
28 Petitioners/Appellants,)
29 v.)
30)
31 Express Scripts, Inc.,)
32 Respondent/Appellee.)
33)

NOTICE OF APPEAL

34 Dated this 5th day of July, 2016
35 /s/ Lawrence V. Ashe
36 ***Attorneys for Vividus, LLC f/k/a HM***
37 ***Compounding Services, LLC and HMX***
38 ***Services, LLC***

Notice is hereby given that ***Vividus, LLC f/k/a HM Compounding Services, LLC and HMX Services, LLC***, petitioners in the above named case, hereby appeal to the United States Court of Appeals for the Ninth Circuit from the attached Order denying Petitioners' petition to enforce subpoena duces tecum entered in this action on the 13th day of June, 2016.

Respectfully submitted,

By: /s/ Lawrence V. Ashe

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MEMPHIS, TENNESSEE
(Admitted Pro Hac Vice)

(Hamada Taro Hachiro)

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on July 5, 2016, the foregoing was filed electronically with the Clerk of Court, to be served by operation of the Court's electronic filing system upon the following:

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